

Town of Dudley

Board of Selectmen
Highway Commissioners
Cemetery Commissioners

March 12, 2018 @ 6:30pm
Dudley Municipal Complex
71 West Main Street, Dudley, MA
Room 321A
Approved 3/26/2018

Some matters have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

1. Call to Order, Pledge of Allegiance

John Marsi opened the meeting at 6:35pm. In attendance were Paul Joseph, Steven Sullivan, Kerry Cyganiewicz and Jonathan Ruda. Also in attendance were Greg Balukonis, Town Administrator and Michelle Jervis, Administrative Secretary.

2. Approval of Minutes:

Kerry Cyganiewicz motioned to approve the minutes of 2/26/18. Jonathan Ruda seconded. Unanimous 5-0.

Paul Joseph motioned to approve but not release the Executive Session minutes of 2/26/18. Kerry Cyganiewicz seconded. Unanimous 5-0.

3. Appointments/Resignations:

Police Reservist – Conditional Appointment – Luis Pacheco – Paul Joseph motioned to appoint, as a Conditional Appointment, Luis Pacheco as a reservist for the Dudley Police as recommended by the Police Chief with a term to expire 12/31/18. Kerry Cyganiewicz seconded. Unanimous 5-0.

4. Public Comments/Citizens Comments – Informational:

5. Town Administrator’s Report:

Greg Balukonis stated that at this time he would like to address the Board regarding Town Counsel services. He reminded members that back in 2015 Attorney Brackett was about to retire and we put out a Request For Proposals (RFP) for legal services. Several law firms sent their proposals to his office. He would like to touch base with each one of those law firms to see if they might be interested in updating their proposals as to eliminate the need to publish another RFP. After discussion all members were in favor of giving him the authority to contact them.

6. Around the Town – Focusing on Local Businesses:

7. Public Hearing:

Class II (Second Hand Vehicle) License – Robin’s Auto Sales located at 263 West Main Street. – The Public Hearing opened at 6:42pm. Persaud Paramlall came before the Board. He stated that he runs an auto body shop at 243 West Main Street and would like to sell second hand vehicles. The Building Inspector reviewed the application and stated that this property is zoned Business 15 and it is allowable with 10 spaces for vehicles. No abutters were present. The Public Hearing closed at 6:45pm. Jonathan

Ruda motioned to approve the application for a Class II License for Persaud Paramlall d/b/a Robin's Auto Sales located at 243 West Main Street. Steven Sullivan seconded. Unanimous 5-0.

8. Licenses/Permits:

Nichols College – Eight (8) Outdoor Entertainment Licenses – Lynn Looby from Nichols College came before the Board. She has requested several outdoor entertainment licenses for the rest of the school year. After discussion **Paul Joseph motioned to approve the following licenses;**

- a) Sunday, April 8, 2018 from 12:00pm to 9:00pm – located in Vendetti Field with a rain location at the Athletic Complex for Relay for Life Event;**
 - b) Friday, April 13, 2018 from 8:30pm to 11:30pm located at the Copper Beech Quad with a rain location at the Fels Student Center - Lounge for Pub Night with live band;**
 - c) Saturday, April 14, 2018 from 12:00pm to 8:00pm located at M Lot/Softball Field with a rain date of April 28, 2018 for SGA Day Carnival;**
 - d) Friday, April 20, 2018 from 7:00pm to 12:00am in Lot J for Bison Fest Midnight Snacks – Rain or Shine. Music played on speakers;**
 - e) Friday, April 27, 2018 from 4:00pm to 10:00pm located in the Copper Quad with a Rain location in the Athletic Center for Outdoor Acoustic concert;**
 - f) Friday, May 4, 2018 from 11:00am to 4:00pm in the M Lot/Softball Field with a rain location in the Field House for Senior Class Recreation Day;**
 - g) Friday, May 4, 2018 from 5:00pm to 12:00am on the Shammie Green with a rain location in the Athletic Center for Senior Friends/Family Reception with music.;**
 - h) Thursday, April 5, 2018 from 3:30pm to 7:00pm located in the Copper Beach Quad with a rain location in the Main Gym for Kickball Tournament (part of the Sexual Assault Awareness Week).**
- Jonathan Ruda seconded. Unanimous 5-0.**

9. Public Business:

a. Toll Booth Request – Blessed Backpack Brigade – Lauri Joseph, representing the Blessed Backpack Brigade, came before the Board. She stated that the non-profit raised helps local homeless, veterans, unemployed, underemployed and just people who are in need of help. The group has free meals twice a month located at the American Legion in Webster. The meals are provided by the Janet Malser Grant but they are still in need of additional monies so the toll booth would be extremely helpful. **Jonathan Ruda motioned to approve the request from the Blessed Backpack Brigade to hold a toll booth on Saturday, September 1, 2018, rain or shine, at the town line. Kerry Cyganiewicz seconded. Unanimous 5-0.**

b. Nepotism and Conflict of Interest Clauses – Discussion – Mr. Balukonis stated that the wording before the Board must be approved by the Selectmen as well as the Personnel Board. Jonathan Ruda read the clauses: (1) Nepotism: Town employees may not hire, supervise, or make any employment decision affecting a family member. Applicants for town employment must disclose the names and relationships of family members employed by the Town. (2) Appearance of a Conflict: Town employees cannot participate in any town matters which might financially benefit themselves or a family member. The State Ethics Commission offers advice to employees who are in a situation that could be construed as having an unfair advantage because of their public employment. **Paul Joseph motioned to accept and approve both policies. Kerry Cyganiewicz seconded. Unanimous 5-0.**

c. Discussion and Award of Landfill Solar Lease – Mr. Balukonis stated that he has reviewed the RFP's for the solar landfill project and is recommending Ameresco, Inc. of Framingham, MA for the construction of a privately owned solar generation array. The Town received six proposals and Ameresco's proposal was rated Highway Qualified and Highway Advantageous. The will seek to construct a 2.2 mw facility on the old landfill located off Indian Road. The facility is expected to generate \$2,700,000 in lease payments and \$540,000 in PILOT payments over a 20 year period. Kerry Cyganiewicz questioned the anchoring system on the landfill cap. He has concerns that it might puncture the lining. Mr. Balukonis stated that the company works with the DEP and will be required to provide the Town with liability insurance in case there's an issue. After discussion Paul Joseph

motioned to table the issue of awarding a contract regarding the solar landfill project until our next meeting so that they can review the proposal. Kerry Cyganiewicz seconded. Unanimous 5-0.

Clarinda Wood Fund – Jonathan Ruda motioned to approve the requests from the Board of Health to use the Clarinda Wood Fund in the amount of \$693.00 for Health Services in February 2018 and to pay through the Fund the amount of \$45.00 for an outstanding balance in October 2017 and \$63.00 for an unpaid bill in February 2016 all to pay Harrington Memorial Hospital for Health Services. Kerry Cyganiewicz seconded. Unanimous 5-0.

10. Board Member Comments:

11. Departmental Communication:

Police Chief Wojnar stated that he forwarded a letter to the Board requesting support for the continuation of the debt exclusion purchase of our police cruisers. This issue will be brought up prior to the Fall Town Meeting.

Fire Chief Kochanowski stated that his crew did a great job with the two prior nor'easters that produced power outages and fallen trees. He has extra crews for tomorrow's nor'easter, the third in two weeks to hit Massachusetts. A warming station will be set up in the Senior Center as before and if needed, a shelter will be at the Dudley Middle School.

12. Adjournment:

Paul Joseph motioned to adjourn at 7:20pm. Jonathan Ruda seconded. Unanimous 5-0.

Respectfully submitted,
Michelle Jervis
Administrative Secretary

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